

## SITUATION AT PANAMA

UNITED STATES MARINES ARE LANDED AND THE CRUISER ATLANTA IS ORDERED TO COLON—PANAMA REVOLUTIONISTS THREATEN TO MAKE AN ATTACK—EUROPEAN POWERS WILL NOT INTERFERE.

Associated Press Cable to the Star.

SAN FRANCISCO, Colon, Nov. 5.—United States marines from the gunboat Nashville were landed today to protect American interests. Fighting is believed to be imminent.

WASHINGTON, D. C., Nov. 5.—The cruiser Atlanta has been ordered to proceed to Colon while the cruiser Boston has been ordered to proceed to Panama to assist in protecting American interests.

PANAMA, Nov. 5.—The Panama revolutionists threaten to make an attack on the city of Colon unless Colombian troops are immediately withdrawn.

LONDON, Nov. 5.—The Powers are not inclined to interfere with the Panama revolution and will probably allow the contestants to fight it out undisturbed.

## Judge Estee Buried At San Francisco Today

FUNERAL OF LATE UNITED STATES DISTRICT JUDGE OF HAWAII CONDUCTED AT MASONIC TEMPLE IN SAN FRANCISCO TODAY—JUDGE MORROW DELIVERED ADDRESS—FUNERAL LARGELY ATTENDED.

Associated Press Cable to the Star.

SAN FRANCISCO, Nov. 5.—The funeral of the late Morris M. Estee, late United States District Judge of Hawaii, was held here today from the Masonic Temple. The funeral was attended by a large crowd. United States Circuit Judge Morrow delivered the funeral address. The interment was in Odd Fellows Cemetery.

MONARCHS MEET AND KISS.

Associated Press Cable to the Star.

EGEBACHESSE, Nov. 5.—The Kaiser Wilhelm and Czar Nicholas met here today. They kissed each other.

VICEROY MAY ABANDON TRIP.

Associated Press Cable to the Star.

PEKING, Nov. 5.—The Viceroy of Chili who has been ordered by the Dowager Empress to proceed to Mukden for the purpose of settling the disturbances at that place, has stopped at Tien Tsin. The indications are that his trip will be abandoned. The situation is said to be very serious at Mukden and a clash between the Russians and Japanese forces seems likely to occur at any time.

REFINED SUGAR IS REDUCED.

Associated Press Cable to the Star.

NEW YORK, Nov. 5.—The price of refined sugar has been reduced five cents a hundred.

## ASYLUM IN PALOLO

EXECUTIVE COUNCIL DECIDES TO LOCATE THE NEW BUILDINGS THERE AND TURNS LAND OVER TO SUPERINTENDENT COOPER—A LARGE TRACT OF GOOD LAND AVAILABLE FOR THE INSTITUTION.

The Executive Council this morning decided upon the Palolo valley site for the Insane asylum and the matter was placed in the hands of Superintendent of Public Works Cooper, for action to secure the erection of a new building. The council received from the Board of Health a recommendation favoring the Palolo site and as the members of the council were already agreed that it was better than the other proposed site

near Waialeale, it was decided to adopt the recommendation.

The Palolo tract was ordered turned over to the superintendent of public works who will advertise for bids for the construction of an asylum. The legislature made an appropriation of \$75,000 for a new asylum. The present site is not large enough and is also undesirable in that it is too near a quarry where the government wants to blast. In Palolo valley the government has over seven hundred acres of land and will be able to lay out large grounds and establish an ideal institution.

HEALANI MASQUE BALL. Large assortment MASQUES just opened. Call early for good choice. See our Window (Ewa) display. Wall Nichols Co.

Star Want ads pay at once.

Yes, Another

Shipment of fresh dog cakes and puppy food has just been received.

Also a complete line of Spratt's Dog Remedies and Kennel sundries at Pearson & Potter Co., Ltd., Union & Hotel Sts.



When you pay 50 cents per month to the HAWAIIAN TRUST CO., LTD., for the rent of a SAFE DEPOSIT BOX, you secure absolute PROTECTION from FIRE AND BURGLARS. Our vaults are provided with TIME LOCKS and all modern improvements.

923 FORT STREET. TELEPHONE MAIN 184.

## ELECTION CONTEST

HOME RULERS STILL TALK OF EFFORTS TO GET THE MATTER INTO THE COURTS—BOYD CLAIMS THAT HE WON—CIVIL CODE PROVISIONS AS TO THE METHOD OF CONTESTING.

The Home Rulers are still talking of contesting the election and some of them say they will have papers filed at once. James H. Boyd said this morning that he believed he had a majority of the votes, but he was not certain as to whether a recount would be demanded. Ashford said that something would probably be done during the day.

Attorney General Andrews said that he understood one way to proceed might be to mandamus the secretary of territory to prevent him from issuing certificates of election to the candidates who are declared by the returns to be successful.

The Home Rule leaders were in consultation yesterday afternoon with A. S. Humphreys as legal adviser regarding the possibilities of a contest, and it was the general wish to make a fight for several of the offices, including James H. Boyd for supervisor. The provisions of the code with regard to contests are as follows:

"Any candidate directly interested, or any thirty duly qualified voters of any election district, may file a petition in the office of the clerk of the Supreme any cause or causes why an election shall be declared void, or a seat in the Legislature vacant, or the decision of any Board of Inspectors, or the Marshal or any Sheriff, reversed or changed.

"If such petition shall be based upon any act alleged to have been done, or omitted to have been done, in connection with any election, it shall be filed in the office of the clerk of the Supreme Court within thirty days following the election proposed to be contested. Such petition shall be accompanied by a de-

posit of such costs as may be prescribed by the court.

"A notice of not less than fourteen days shall be given to the inspectors of the Election District in which such contest is made, and to the candidate who shall have been returned or whose seat is contested, and to any others whose rights or interests are particularly affected, who shall be designated by the court.

"Besides such notice, a written or printed notice of the time and place of hearing such contest shall be posted in the District, in some public and frequented place, or published in some newspaper circulated in the District, for not less than ten days prior to such hearing.

"No person who has voted at any election shall, in any legal proceeding be required to state for whom he voted.

"All petitions contesting the validity of any election or to vacate a seat in the Legislature, shall be heard by the court as soon as reasonably may be, whether in term time or vacation, at such time or times, place or places, as the court may direct.

"After the hearing the Court shall cause the evidence to be reduced to writing in full or sufficiently to ascertain all the facts involved, and shall thereupon give judgment, stating all findings and the law thereupon, which shall then be transmitted in full to the Minister of the Interior. If such findings shall be that the election was invalid, or the seat vacant, a new election shall at once be ordered by said Minister, but in case the said court shall decide which of the candidates have been elected, the said Minister shall forthwith sign and transmit to said candidate a certificate of election."

## BIRBE WANTS VINDICATION

Says a Recount of Ballots in Fighting Seventh is Desired by Him, As Election Was Conducted Perfectly Square.

"I certainly wish," said H. C. Birbe this morning, "that there would be a recount of the ballots in the Seventh Precinct, for it would result in a vindication of my character. There has been talk of crooked work going on in the election booth of that precinct. Nothing could be further from the truth. Everything was conducted fairly and squarely and nobody, not even a Home Ruler, would welcome a recount any more than I.

"Certainly a large number of ballots were thrown out. A majority of the board decided the matters and none that should have been counted were thrown out. The talk of my having put ink marks on them is ridiculous.

"Why, crooked work could not have been done if anybody had desired it. There were watchers for the Home Rule party inside the booth continually. Mr. Fernandez and Frank Harvey were there. They are both intelligent men. They could have seen if anything wrong was in progress. They did not make any claims of fraud. Nothing of the kind occurred. The count was conducted in a straightforward, business fashion."

FLAMES FROM COTOPAXI.

GUAYAQUIL (Ecuador), October 27.—It is reported from Quito that a column of fire is visible from there, emerging from the Cotopaxi volcano. The neighboring villages have not sustained any damage.

BENOIT CASE NOLLE PROSSED.

The charge of assault and battery against Hurlane Officer J. L. Benoit, accused of striking his wife was nolle prossed in the police court this morning as the woman did not desire to prosecute her husband.

DEATH ENDS HIS WORK.

GARDNER (Mass.), October 27.—Word has been received from Cawnpore, India of the death there of the Rev. Robert Haskins, a missionary of the Methodist Church in India, who had labored in that field since 1868.

RUBBER STAMPS.

We make rubber stamps and have them ready when promised. Try us. A. B. Arleigh & Co., 1156 Fort street.

A STORY IN FIGURES.

The following figures are taken from one of the certificates of the Phoenix Savings Building and Loan Association.

Year.	Total Payments.	Cancellation Value.
First . . . . .	\$ 80	\$ 55
Second . . . . .	160	130
Third . . . . .	240	215
Fourth . . . . .	320	295
Fifth . . . . .	400	400

—San Francisco Examiner

The following figures are taken from the Semi-Annual Statement of the Pioneer Building and Loan Association:

Year.	Total Payments.	Cancellation Value.
First . . . . .	\$ 80	\$ 82 50
Second . . . . .	160	172 73
Third . . . . .	240	269 86
Fourth . . . . .	320	374 66
Fifth . . . . .	400	489 93

RESUMED PRACTICE.

Joseph G. Pratt, attorney, will practice in all the courts. Office, Progress Block.

## THE VOTE FROM EACH PRECINCT

The following are corrected returns of the election held Tuesday as received yesterday and today at the office of the Registrar of Elections. These give the returns by precincts for the County of Oahu on all offices.

These make no change in results from the tables published by the Star yesterday, except as to supervisors in the Fifth district, which owing to an error by one of the clerks of election, made it appear that S. C. Dwight was elected by one vote, whereas Mahoe was elected by 79 votes.

These tables are arranged so as to permit of footings being made. The Star is the only paper publishing the complete tables in this form, which is the only convenient one for reference and for comparison.

DISTRICT SUPERVISORS.

Fourth District: Fifth District.

Precinct.	Fourth District.	Fifth District.
Ashford, (H. R.)		
Gilman, (H. R.)		
Hooking, (H. R.)		
Nobley, (H. R.)		
Dwight, (H. R.)		
Keolu, (H. R.)		
Mahoe, (H. R.)		
Pahia, (H. R.)		

1. . . . .	190	223	223	169	77	54	48	76
2. . . . .	58	220	219	35	44	93	94	48
3. . . . .	189	107	114	166	71	65	68	75
4. . . . .	188	291	313	148	48	46	47	38
5. . . . .	129	125	128	123	51	11	13	50
6. . . . .	48	112	118	28	141	60	62	133
7. . . . .	17	3	5	16	161	285	291	141
8. . . . .	221	275	295	186	138	144	138	119
9. . . . .					148	167	164	130
10. . . . .					83	116	116	81
Total.	1040	1356	1415	871	957	1041	1041	892

(Continued to page 7.)

Want ads in the Star bring quick results. Three lines three times for 25 cents.

## Breckons Has Filled Up The Jail

SOLDIERS COMPLAIN TO JUDGE GEAR THAT THEY ARE LOCKED UP THREE IN A CELL—FEDERAL PRISONERS CROWDING OAHU JAIL SO THAT THERE IS NOT ROOM ENOUGH FOR OTHERS.

Three soldiers from Camp McKinley, who have been kept in Oahu jail about three months awaiting trial, made complaint to Judge Gear this morning that they were kept all in one small cell and asked that the court order them given a cell each. The court made inquiry and found that federal prisoners were being confined in such large numbers that the jail is badly overcrowded.

The jail is so full that prisoners are crowded together two or three in a cell and the three soldiers, being friends and all under the same charge, were given a cell together. They objected, however, to the small accommodations, and Judge Gear stated that it was not the proper thing for the Territory to confine men who were unconvicted in such a manner.

The court asked District Attorney Breckons about the federal prisoners who are taking up so much room. Breckons stated that when the federal government took hold here a contract was made with the Territory by which federal prisoners were kept in Oahu jail at the expense of the United States government. Judge Gear said that the jail was so full that the prisoners could not be given proper room, it might be proper for the federal government to make other arrangements. He suggested that the federal government might put its prisoners in a California jail.

District Attorney Breckons stated that he would take up the matter with Jailor Henry, and see what arrangements would be made. The overcrowding is a result of the unprecedented number of arrests made by Marshal Hendry in connection with the federal Grand jury's investigation into peonage, prostitution and importation of women cases.

## ANYONE MAY STEAL

Larceny Law of the Territory Is Now a Subject of Attack Before Judge Gear.

There is no such offense as petty larceny under the laws of Hawaii, according to an argument made in the Circuit Court this morning by Attorney E. M. Watson, apparently meeting with the approval of the court. It is claimed that there is a defect, growing out of the changes which the last legislature made and that anyone may steal all he wants up to \$50 in perfect freedom from prosecution.

The motion was made to quash the indictment of the three soldiers who are alleged to have stolen a number of bottles of beer from a Wai-kiki saloon, and whose cases have already cost a lot of trouble. They are charged in the indictment with "unlawfully" stealing, taking and carrying away the beer. The law says that larceny in the second degree is "feloniously" stealing, taking and carrying away articles or money under the value of \$50, and here is where the court encountered a snag. "Feloniously" is with intent to commit a felony, but the legislature tried to make a misdemeanor out of small larcenies and in the effort it is claimed that the whole law was spoiled.

Judge Gear strongly intimated that he would have to grant the motion to quash the indictment, because it only charged "unlawful" stealing, but took the matter under advisement. Indictments, it is claimed, must charge an offense in the exact language of the statute. To accuse a man of "feloniously" taking anything means with intent to commit a felony, said Watson, hence it is impossible to legally draw an indictment for petty larceny without copying language which would make the indictment charge a felony.

TRYING TO BEAT RINDER.

Captains in San Francisco are trying to defeat Captain Rinder's appointment as master of the S. S. Monrovia. It is claimed that he is a British subject and should not have the command of an American vessel. Rinder claims that he declared his intention to become an American citizen fifteen years ago.

GENERAL HAMILTON SAILS.

NEW YORK, October 27.—Lieutenant General Ian Hamilton of the British army who has been in this country and Canada for several weeks, sailed for Europe today on the Kaiser Wilhelm der Grosse.

NEW LINES OF CAPES.

Just received on the Alameda a new line of ladies and misses capes at Sachs' Dry Goods Co. Come and see these goods they're all bargains.

FRIGHTENED, BUT HAPPY.

A freight train backed into an electric car at the L. & N. crossing, and the prominent business man who was thrown violently from his seat smiled as he thought, "Thanks to that insurance agent, my wife will get \$10,000 from the New York Life!" Many good men in Hawaii will die happier because of life insurance policies taken through the Henry Waterhouse Trust Co., general agents for the New York Life.

THE OLD RELIABLE

LONDON BEETS.

By cable to the Planters' Association, From Williams, Dimond & Co. —SAN FRANCISCO, November 4.—The London price of 88 analysis beets this day is 8 shillings, 7½ pence. The last previous quotation was November 2, 8 shillings, 9 pence.

Hoarseness in a child that is subject to croup, is a sure indication of the approach of the disease. If Chamberlain's Cough Remedy is given as soon as the child becomes hoarse, or even after the croupy cough has appeared, it will prevent the attack. It always cures and cures quickly.—For sale by all dealers, Benson, Smith & Co., general agents.

Star Want ads pay at once.

For rainy days and sunny days, all the same; these are the happy medium at a price to fit any pocket book.

\$3.50

Made of full box calf in several different styles.

MANUFACTURERS' SHOE CO. LTD. 1051 Fort Street